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ADELPHIA COMMUNICATIONS
CORPORATION, aka Century Mendocino Cable
TV dba Adelphia Cable Communications

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SIFA TUIAKI and LUPE TUIAKI,

Plaintiffs,

v.

PACIFIC GAS & ELECTRIC COMPANY;
PAULEY CONSTRUCTION, INC.;
TRAFFIC SOLUTIONS, INC.; ADELPHIA
TELECOMMUNICATIONS CO., INC.;
SBC TELECOMMUNICATIONS, INC.;
MOBILE TOOL INTERNATIONAL, INC.,
dba TELSTA; COUNTY OF
MENDOCINO; STATE OF CALIFORNIA;
PACIFIC BELL TELEPHONE COMPANY;
PACIFIC TELESIS GROUP; SBC
OPERATIONS, INC.; and DOES 1 to 100,

Defendants.

ADELPHIA COMMUNICATIONS
CORPORATION, aka CENTURY
MENDOCINO CABLE TV dba ADELPHIA
CABLE COMMUNICATIONS,

Cross-Complainant,

v.

PAULEY CONSTRUCTION, INC., and
ROES 1 to 50, INCLUSIVE,

Cross-Defendants.

Case No.:

**REQUEST FOR JUDICIAL NOTICE IN
SUPPORT OF MOTION TO TRANSFER
VENUE PURSUANT TO 28 U.S.C. § 1412
TO THE UNITED STATES DISTRICT
COURT, SOUTHERN DISTRICT OF
NEW YORK BANKRUPTCY COURT**

DATE: July 26, 2007
TIME: 2:00 p.m.
COURTROOM: 2
1301 Clay St., 4th Fl.
Oakland, CA 94612

1 NOW COMES ADELPHIA COMMUNICATIONS CORPORATION, aka Century
 2 Mendocino Cable TV dba Adelphia Cable Communications (hereinafter "ADELPHIA"), by and
 3 through its attorneys Ryan & Lifter, and requests this Court take Judicial Notice of the Complaint and
 4 Summons originally filed by Sifa Tuiaki and Lupe Tuiaki against, *inter alia*, PAULEY
 5 CONSTRUCTION INC. ("PAULEY") and ADELPHIA, filed on September 5, 2003, San Francisco
 6 Superior Court case number CGC-03-419761, and attached hereto as Exhibit "A". ADELPHIA also
 7 requests this Court take Judicial Notice of the Service of Summons upon PAULEY performed
 8 September 10, 2003, and filed on September 19, 2003, San Francisco Superior Court case number
 9 CGC-03-419761, and attached hereto as Exhibit "B".

10 Courts may take judicial notice of facts "[g]enerally known within the territorial jurisdiction of
 11 the trial court, or ...[c]apable of accurate and ready determination by resort to sources whose accuracy
 12 cannot be reasonably questioned" (F.R.E. 201(b)). The docket entries are readily accessible through
 13 the ECF/PACER system, and easily verifiable by this Court.

14 WHEREFORE, ADELPHIA requests this Court grant its request to take judicial notice of
 15 Tuiaki's Summons and Complaint against, *inter alia* PAULEY and TUIAKI, and of the Service of
 16 Summons upon PAULEY performed September 10, 2003, and filed on September 19, 2003.

17 Date: June 7, 2007

18 **RYAN & LIFTER**
 19 A Professional Corporation

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 21 By /s/ Michael J. Daley
 MICHAEL J. DALEY

22 Attorney for Defendant/Cross-Complainant
 23 ADELPHIA COMMUNICATIONS
 24 CORPORATION, aka Century Mendocino Cable
 25 TV dba Adelphia Cable Communications
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